

# EXHIBIT "A"

**SUMMONS**  
(CITACION JUDICIAL) **BY FAX**

NOTICE TO DEFENDANT:  
(AVISO AL DEMANDADO):  
HARRIS & HARRIS, LTD.

YOU ARE BEING SUED BY PLAINTIFF:  
(LO ESTÁ DEMANDANDO EL DEMANDANTE):  
CHRISTOPHER MARAKOVITZ

FOR COURT USE ONLY  
(SOLO PARA USO DE LA CORTE)  
**CONFORMED COPY**  
**ORIGINAL FILED**  
Superior Court of California  
County of Los Angeles

JUN 05 2015

Sherri R. Carter, Executive Officer/Clerk  
By Victor Sino-Cruz, Deputy

NOTICE: You have been sued. The court may decide against you without your being heard unless you respond within 30 days. Read the information below.

You have 30 CALENDAR DAYS after this summons and legal papers are served on you to file a written response at this court and have a copy served on the plaintiff. A letter or phone call will not protect you. Your written response must be in proper legal form if you want the court to hear your case. There may be a court form that you can use for your response. You can find these court forms and more information at the California Courts Online Self-Help Center ([www.courtinfo.ca.gov/selfhelp](http://www.courtinfo.ca.gov/selfhelp)), your county law library, or the courthouse nearest you. If you cannot pay the filing fee, ask the court clerk for a fee waiver form. If you do not file your response on time, you may lose the case by default, and your wages, money, and property may be taken without further warning from the court.

There are other legal requirements. You may want to call an attorney right away. If you do not know an attorney, you may want to call an attorney referral service. If you cannot afford an attorney, you may be eligible for free legal services from a nonprofit legal services program. You can locate these nonprofit groups at the California Legal Services Web site ([www.lawhelpcalifornia.org](http://www.lawhelpcalifornia.org)), the California Courts Online Self-Help Center ([www.courtinfo.ca.gov/selfhelp](http://www.courtinfo.ca.gov/selfhelp)), or by contacting your local court or county bar association. NOTE: The court has a statutory lien for waived fees and costs on any settlement or arbitration award of \$10,000 or more in a civil case. The court's lien must be paid before the court will dismiss the case. **AVISO:** Lo han demandado. Si no responde dentro de 30 días, la corte puede decidir en su contra sin escuchar su versión. Lea la información a continuación.

Tiene 30 DÍAS DE CALENDARIO después de que le entreguen esta citación y papeles legales para presentar una respuesta por escrito en esta corte y hacer que se entregue una copia al demandante. Una carta o una llamada telefónica no lo protegen. Su respuesta por escrito tiene que estar en formato legal correcto si desea que procesen su caso en la corte. Es posible que haya un formulario que usted puede usar para su respuesta. Puede encontrar estos formularios de la corte y más información en el Centro de Ayuda de las Cortes de California ([www.courtinfo.ca.gov](http://www.courtinfo.ca.gov)), en la biblioteca de leyes de su condado o en la corte que le quede más cerca. Si no puede pagar la cuota de presentación, pida al secretario de la corte que le dé un formulario de exención de pago de cuotas. Si no presenta su respuesta a tiempo, puede perder el caso por incumplimiento y la corte le podrá quitar su sueldo, dinero y bienes sin más advertencia.

Hay otros requisitos legales. Es recomendable que llame a un abogado inmediatamente. Si no conoce a un abogado, puede llamar a un servicio de remisión a abogados. Si no puede pagar a un abogado, es posible que cumpla con los requisitos para obtener servicios legales gratuitos de un programa de servicios legales sin fines de lucro. Puede encontrar estos grupos sin fines de lucro en el sitio web de California Legal Services ([www.lawhelpcalifornia.org](http://www.lawhelpcalifornia.org)), en el Centro de Ayuda de las Cortes de California ([www.courtinfo.ca.gov](http://www.courtinfo.ca.gov)) o poniéndose en contacto con la corte o el colegio de abogados locales. **AVISO:** Por ley, la corte tiene derecho a reclamar las cuotas y los costos extras por imponer un gravamen sobre cualquier recuperación de \$10,000 o más de valor recibida mediante un acuerdo o una concesión de arbitraje en un caso de derecho civil. Tiene que pagar el gravamen de la corte antes de que la corte pueda desear el caso.

The name and address of the court is:  
(El nombre y dirección de la corte es): Superior Court of Los Angeles County

111 North Hill Street  
Los Angeles, CA 90012

The name, address, and telephone number of plaintiff's attorney, or plaintiff without an attorney, is:  
(El nombre, la dirección y el número de teléfono del abogado del demandante, o del demandante que no tiene abogado, es):  
Todd M. Friedman, 324 S. Beverly Dr., #725, Beverly Hills, CA 90212, 877-206-4741

CASE NUMBER  
(Número del Caso) **15K06783**

DATE:  
(Fecha)

**SHERRI R. CARTER**

Clerk, by  
(Secretario)

**VICTOR SINO-CRUZ**

Deputy  
(Adjunto)

(For proof of service of this summons, use Proof of Service of Summons (form POS-010).)  
(Para prueba de entrega de esta citación use el formulario Proof of Service of Summons, (POS-010)).

NOTICE TO THE PERSON SERVED: You are served

1. ☐ as an individual defendant.  
2. ☐ as the person sued under the fictitious name of (specify):

3. ☐ on behalf of (specify):

- under: ☐ CCP 416.10 (corporation) ☐ CCP 416.60 (minor)  
☐ CCP 416.20 (defunct corporation) ☐ CCP 416.70 (conservatee)  
☐ CCP 416.40 (association or partnership) ☐ CCP 416.90 (authorized person)  
☐ other (specify):

4. ☐ by personal delivery on (date):

(SEAL)

JUN 05 2015

CONFORMED COPY  
ORIGINAL FILED  
Superior Court of California  
County of Los Angeles

JUN 05 2015

Sherri R. Carter, Executive Officer/Clerk  
By Victor Sino-Cruz, Deputy

Todd M. Friedman (216752)  
Suren N. Weerasuriya (278521)  
Adrian R. Bacon (280332)  
Law Offices of Todd M. Friedman, P.C.  
324 S. Beverly Dr. #725  
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Attorneys for Plaintiff

SUPERIOR COURT OF THE STATE OF CALIFORNIA  
FOR THE COUNTY OF LOS ANGELES  
LIMITED JURISDICTION

CHRISTOPHER MARAKOVITZ,  
Plaintiff,  
vs.  
HARRIS & HARRIS, LTD.,  
Defendant.

Case No.

15K06783

(Amount not to exceed \$10,000)

1. Violation of Rosenthal Fair Debt Collection Practices Act
2. Violation of Fair Debt Collection Practices Act
3. Violation of Telephone Consumer Protection Act

BY FAX

I. INTRODUCTION

1. This is an action for damages brought by an individual consumer for Defendant's violations of the Rosenthal Fair Debt Collection Practices Act, Cal Civ Code §1788, *et seq.* (hereinafter "RFDCPA") and the Fair Debt Collection Practices Act, 15 U.S.C. §1692, *et seq.* (hereinafter "FDCPA"), both of which prohibit debt collectors from engaging in abusive, deceptive, and unfair practices. Ancillary to the claims above, Plaintiff further alleges claims

1 for Defendant's violations of the Telephone Consumer Protection Act, 47 U.S.C. §227, *et seq.*  
2 (hereinafter "TCPA").

## 3 II. PARTIES

4  
5 2. Plaintiff, CHRISTOPHER MARAKOVITZ ("Plaintiff"), is a natural person  
6 residing in Los Angeles County in the state of California, and is a "consumer" as defined by the  
7 FDCPA, 15 U.S.C. §1692a(3) and is a "debtor" as defined by Cal Civ Code §1788.2(n).

8  
9 3. At all relevant times herein, Defendant, HARRIS & HARRIS, LTD.  
10 ("Defendant") was a company engaged, by use of the mails and telephone, in the business of  
11 collecting a debt from Plaintiff which qualifies as a "debt," as defined by 15 U.S.C. §1692a(5),  
12 and a "consumer debt," as defined by Cal Civ Code §1788.2(f). Defendant regularly attempts  
13 to collect debts alleged to be due another, and therefore is a "debt collector" as defined by the  
14 FDCPA, 15 U.S.C. §1692a(6), and RFDCPA, Cal Civ Code §1788.2(c). Further, Defendant  
15 uses an "automatic telephone dialing system" as defined by the TCPA, 47 U.S.C. §227.  
16

## 17 III. FACTUAL ALLEGATIONS

18 4. At various and multiple times prior to the filing of the instant complaint,  
19 including within the one year preceding the filing of this complaint, Defendant contacted  
20 Plaintiff in an attempt to collect an alleged outstanding debt.

21  
22 5. Defendant called Plaintiff regarding an alleged debt owed. Defendant called  
23 Plaintiff with such frequency and regularity that it constitutes harassment under the  
24 circumstances.

25 6. On March 23, 2015, Plaintiff's counsel sent a written notice of representation.  
26 Defendant has failed to respond at this time.  
27  
28

1           7. Defendant used an "automatic telephone dialing system", as defined by 47  
2 U.S.C. § 227(a)(1), to place its repeated collection calls to Plaintiff seeking to collect the debt  
3 allegedly owed.

4           8. Defendant's calls constituted calls that were not for emergency purposes as  
5 defined by 47 U.S.C. § 227(b)(1)(A).

6           9. Defendant's calls were placed to telephone number assigned to a cellular  
7 telephone service for which Plaintiff incur a charge for incoming calls pursuant to 47 U.S.C.  
8 §227(b)(1).

9           10. During all relevant times, Defendant did not have Plaintiff's prior consent to be  
10 contacted via an "automated telephone dialing system".

11           11. Defendant's conduct violated the FDCPA and the RFDCPA in multiple ways,  
12 including but not limited to:

- 13
- 14           a) Causing a telephone to ring repeatedly or continuously to annoy Plaintiff (Cal  
15 Civ Code § 1788.11(d));
  - 16           b) Communicating, by telephone or in person, with Plaintiff with such frequency as  
17 to be unreasonable and to constitute an harassment to Plaintiff under the  
18 circumstances (Cal Civ Code § 1788.11(e));
  - 19           c) Causing Plaintiff's telephone to ring repeatedly or continuously with intent to  
20 harass, annoy or abuse Plaintiff (§ 1692d(5));
  - 21           d) Communicating with Plaintiff at times or places which were known or should  
22 have been known to be inconvenient for Plaintiff (§1692c(a)(1)) ;and
  - 23           e) Engaging in conduct the natural consequence of which is to harass, oppress, or  
24 abuse Plaintiff (§ 1692d)).

25           12. Defendant's conduct violated the TCPA by:

- 26
- 27           a) using any automatic telephone dialing system or an artificial or pre-  
28 recorded voice to any telephone number assigned to a paging service,  
cellular telephone service, specialized mobile radio service, or other



1 radio common carrier service, or any service for which the called party is  
2 charged for the call (47 USC §227(b)(A)(iii)).

3  
4 13. As a result of the above violations of the FDCPA, RFDCPA, and TCPA,  
5 Plaintiff suffered and continues to suffer injury to Plaintiff's feelings, personal humiliation,  
6 embarrassment, mental anguish and emotional distress. Plaintiff has even had to resort to  
7 taking sleeping pills because of the telephone calls. Defendant is liable to Plaintiff for  
8 Plaintiff's actual damages, statutory damages, and costs and attorney's fees.

9  
10 COUNT I: VIOLATION OF ROSENTHAL  
FAIR DEBT COLLECTION PRACTICES ACT

11 14. Plaintiff reincorporates by reference all of the preceding paragraphs.

12  
13 15. To the extent that Defendant's actions, counted above, violated the RFDCPA,  
14 those actions were done knowingly and willfully.

15 PRAYER FOR RELIEF

16 WHEREFORE, Plaintiff respectfully prays that judgment be entered against Defendant  
17 for the following:

- 18 A. Actual damages;  
19 B. Statutory damages for willful and negligent violations;  
20 C. Costs and reasonable attorney's fees,  
21 D. For such other and further relief as may be just and proper.  
22

23 COUNT II: VIOLATION OF FAIR DEBT  
COLLECTION PRACTICES ACT

24  
25 16. Plaintiff reincorporates by reference all of the preceding paragraphs.

26 PRAYER FOR RELIEF

27 WHEREFORE, Plaintiff respectfully prays that judgment be entered against Defendant  
28 for the following:

- A. Actual damages;
- B. Statutory damages;
- C. Costs and reasonable attorney's fees; and,
- D. For such other and further relief as may be just and proper.

COUNT III: VIOLATION OF TELEPHONE CONSUMER  
PROTECTION ACT

17. Plaintiff incorporates by reference all of the preceding paragraphs.

18. The foregoing acts and omissions of Defendant constitute numerous and multiple negligent violations of the TCPA, including but not limited to each and every one of the above cited provisions of 47 U.S.C. § 227 *et seq.*

19. As a result of Defendant's negligent violations of 47 U.S.C. § 227 *et seq.*, Plaintiff is entitled an award of \$500.00 in statutory damages, for each and every violation, pursuant to 47 U.S.C. § 227(b)(3)(B).

20. The foregoing acts and omissions of Defendant constitute numerous and multiple knowing and/or willful violations of the TCPA, including but not limited to each and every one of the above cited provisions of 47 U.S.C. § 227 *et seq.*

21. As a result of Defendant's knowing and/or willful violations of 47 U.S.C. § 227 *et seq.*, Plaintiff is entitled an award of \$1,500.00 in statutory damages, for each and every violation, pursuant to 47 U.S.C. § 227(b)(3)(B) and 47 U.S.C. § 227(b)(3)(C).

22. Plaintiff is entitled to and seek injunctive relief prohibiting such conduct in the future.

PRAYER FOR RELIEF

WHEREFORE, Plaintiff respectfully prays that judgment be entered against the Defendant for the following:

- A. As a result of Defendant's negligent violations of 47 U.S.C. § 227(b)(1), Plaintiff is entitled to and requests \$500 in statutory damages, for each and every violation, pursuant to 47 U.S.C. 227(b)(3)(B);

1 B. As a result of Defendant's willful and/or knowing violations of 47 U.S.C.  
2 §227(b)(1), Plaintiff is entitled to and requests treble damages, as  
3 provided by statute, up to \$1,500, for each and every violation, pursuant  
4 to 47 U.S.C. §227(b)(3)(B) and 47 U.S.C. §227(b)(3)(C); and

5 C. Any and all other relief that the Court deems just and proper.

6 PLAINTIFF HEREBY REQUESTS A TRIAL BY JURY

7 Respectfully submitted this 3<sup>rd</sup> day of June, 2015.

8 By: 

9 Todd M. Friedman, Esq.  
10 Law Offices of Todd M. Friedman, P.C.  
11 Attorney for Plaintiff  
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BY FAX

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): Todd M. Friedman, Esq., SBN 216752 Law Offices of Todd M. Friedman 324 S. Beverly Dr., #725 Beverly Hills, CA 90212 TELEPHONE NO: 877-206-4741 FAX NO: 866-633-0228 ATTORNEY FOR (Name): Plaintiff, CHRISTOPHER MARAKOVITZ		FOR COURT USE ONLY  <b>CONFORMED COPY ORIGINAL FILED</b> Superior Court of California County of Los Angeles  JUN 05 2015  Sherri R. Carter, Executive Officer/Clerk By Victor Sino-Cruz, Deputy
SUPERIOR COURT OF CALIFORNIA, COUNTY OF Los Angeles STREET ADDRESS: 111 North Hill Street MAILING ADDRESS: CITY AND ZIP CODE: Los Angeles 90012 BRANCH NAME: Stanley Mosk		
CASE NAME: CHRISTOPHER MARAKOVITZ v. HARRIS & HARRIS, LTD.		
CIVIL CASE COVER SHEET <input type="checkbox"/> Unlimited (Amount demanded exceeds \$25,000) <input checked="" type="checkbox"/> Limited (Amount demanded is \$25,000 or less)	Complex Case Designation <input type="checkbox"/> Counter <input type="checkbox"/> Joinder Filed with first appearance by defendant (Cal. Rules of Court, rule 3.402)	
CASE NUMBER: 15K06783 JUDGE: DEPT:		

Items 1-6 below must be completed (see instructions on page 2).

1. Check one box below for the case type that best describes this case:

<b>Auto Tort</b> <input type="checkbox"/> Auto (22) <input type="checkbox"/> Uninsured motorist (46) <b>Other PI/PD/WD (Personal Injury/Property Damage/Wrongful Death) Tort</b> <input type="checkbox"/> Asbestos (04) <input type="checkbox"/> Product liability (24) <input type="checkbox"/> Medical malpractice (48) <input type="checkbox"/> Other PI/PD/WD (23) <b>Non-PI/PD/WD (Other) Tort</b> <input type="checkbox"/> Business tort/unfair business practice (07) <input type="checkbox"/> Civil rights (08) <input type="checkbox"/> Defamation (13) <input type="checkbox"/> Fraud (18) <input type="checkbox"/> Intellectual property (19) <input type="checkbox"/> Professional negligence (26) <input checked="" type="checkbox"/> Other non-PI/PD/WD tort (35) <b>Employment</b> <input type="checkbox"/> Wrongful termination (36) <input type="checkbox"/> Other employment (15)	<b>Contract</b> <input type="checkbox"/> Breach of contract/warranty (06) <input type="checkbox"/> Rule 3.740 collections (09) <input type="checkbox"/> Other collections (08) <input type="checkbox"/> Insurance coverage (18) <input type="checkbox"/> Other contract (37) <b>Real Property</b> <input type="checkbox"/> Eminent domain/inverse condemnation (14) <input type="checkbox"/> Wrongful eviction (33) <input type="checkbox"/> Other real property (25) <b>Unlawful Detainer</b> <input type="checkbox"/> Commercial (31) <input type="checkbox"/> Residential (32) <input type="checkbox"/> Drugs (38) <b>Judicial Review</b> <input type="checkbox"/> Asset forfeiture (05) <input type="checkbox"/> Petition re: arbitration award (11) <input type="checkbox"/> Writ of mandate (02) <input type="checkbox"/> Other judicial review (39)	<b>Provisionally Complex Civil Litigation</b> (Cal. Rules of Court, rules 3.400-3.403) <input type="checkbox"/> Antitrust/Trade regulation (03) <input type="checkbox"/> Construction defect (10) <input type="checkbox"/> Mass tort (40) <input type="checkbox"/> Securities litigation (28) <input type="checkbox"/> Environmental/Toxic tort (30) <input type="checkbox"/> Insurance coverage claims arising from the above listed provisionally complex case types (41) <b>Enforcement of Judgment</b> <input type="checkbox"/> Enforcement of judgment (20) <b>Miscellaneous Civil Complaint</b> <input type="checkbox"/> RICO (27) <input type="checkbox"/> Other complaint (not specified above) (42) <b>Miscellaneous Civil Petition</b> <input type="checkbox"/> Partnership and corporate governance (21) <input type="checkbox"/> Other petition (not specified above) (43)
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2. This case ☐ is ☒ is not complex under rule 3.400 of the California Rules of Court. If the case is complex, mark the factors requiring exceptional judicial management:

a. <input type="checkbox"/> Large number of separately represented parties	d. <input type="checkbox"/> Large number of witnesses
b. <input type="checkbox"/> Extensive motion practice raising difficult or novel issues that will be time-consuming to resolve	e. <input type="checkbox"/> Coordination with related actions pending in one or more courts in other counties, states, or countries, or in a federal court
c. <input type="checkbox"/> Substantial amount of documentary evidence	f. <input type="checkbox"/> Substantial postjudgment judicial supervision

3. Remedies sought (check all that apply): a. ☒ monetary b. ☐ nonmonetary; declaratory or injunctive relief c. ☐ punitive

4. Number of causes of action (specify): 3

5. This case ☐ is ☒ is not a class action suit.

6. If there are any known related cases, file and serve a notice of related case. (You may use form CM-015.)

Date: June 3, 2015  
 Todd M. Friedman

(TYPE OR PRINT NAME)

(SIGNATURE OF PARTY OR ATTORNEY FOR PARTY)

## NOTICE

- Plaintiff must file this cover sheet with the first paper filed in the action or proceeding (except small claims cases or cases filed under the Probate Code, Family Code, or Welfare and Institutions Code), (Cal. Rules of Court, rule 3.220.) Failure to file may result in sanctions.
- File this cover sheet in addition to any cover sheet required by local court rule.
- If this case is complex under rule 3.400 et seq. of the California Rules of Court, you must serve a copy of this cover sheet on all other parties to the action or proceeding.
- Unless this is a collections case under rule 3.740 or a complex case, this cover sheet will be used for statistical purposes only.

Form Adopted for Mandatory Use  
 Judicial Council of California  
 CM-010 (Rev. July 1, 2007)

CIVIL CASE COVER SHEET

Cal. Rules of Court, rules 2.30, 3.220, 3.400-3.403, 3.740;  
 Cal. Standards of Judicial Administration, std. 8.10  
 www.courtinfo.ca.gov

American LegalNet, Inc.  
 www.PortalVerdict.com

SHORT TITLE:

CHRISTOPHER MARAKOVITZ v. HARRIS &amp; HARRIS, LTD.

CASE NUMBER

15K06783

**CIVIL CASE COVER SHEET ADDENDUM AND  
STATEMENT OF LOCATION  
(CERTIFICATE OF GROUNDS FOR ASSIGNMENT TO COURTHOUSE LOCATION)**

This form is required pursuant to Local Rule 2.0 in all new civil case filings in the Los Angeles Superior Court.

Item I. Check the types of hearing and fill in the estimated length of hearing expected for this case:

JURY TRIAL? ☒ YES CLASS ACTION? ☐ YES LIMITED CASE? ☐ YES TIME ESTIMATED FOR TRIAL 2-4 ☐ HOURS/ ☒ DAYS

Item II. Indicate the correct district and courthouse location (4 steps -- If you checked "Limited Case", skip to Item III, Pg. 4):

Step 1: After first completing the Civil Case Cover Sheet form, find the main Civil Case Cover Sheet heading for your case in the left margin below, and, to the right in Column A, the Civil Case Cover Sheet case type you selected.

Step 2: Check one Superior Court type of action in Column B below which best describes the nature of this case.

Step 3: In Column C, circle the reason for the court location choice that applies to the type of action you have checked. For any exception to the court location, see Local Rule 2.0.

**Applicable Reasons for Choosing Courthouse Location (see Column C below)**

- |  |  |
|--|--|
| 1. Class actions must be filed in the Stanley Mosk Courthouse, central district. | 6. Location of property or permanently garaged vehicle.    |
| 2. May be filed in central (other county, or no bodily injury/property damage).  | 7. Location where petitioner resides.                      |
| 3. Location where cause of action arose.   | 8. Location wherein defendant/respondent functions wholly. |
| 4. Location where bodily injury, death or damage occurred.                       | 9. Location where one or more of the parties reside.       |
| 5. Location where performance required or defendant resides.                     | 10. Location of Labor Commissioner Office                  |

Step 4: Fill in the information requested on page 4 in Item III; complete Item IV. Sign the declaration.

	A Civil Case Cover Sheet Category No.	B Type of Action (Check only one)	C Applicable Reasons - See Step 3 Above
Auto Tort	Auto (22)	<input type="checkbox"/> A7100 Motor Vehicle - Personal Injury/Property Damage/Wrongful Death	1, 2, 4.
	Uninsured Motorist (46)	<input type="checkbox"/> A7110 Personal Injury/Property Damage/Wrongful Death - Uninsured Motorist	1, 2, 4.
Other Personal Injury/Property Damage/Wrongful Death Tort	Asbestos (04)	<input type="checkbox"/> A6070 Asbestos Property Damage <input type="checkbox"/> A7221 Asbestos - Personal Injury/Wrongful Death	2. 2.
	Product Liability (24)	<input type="checkbox"/> A7260 Product Liability (not asbestos or toxic/environmental)	1, 2, 3, 4, 8.
	Medical Malpractice (45)	<input type="checkbox"/> A7210 Medical Malpractice - Physicians & Surgeons <input type="checkbox"/> A7240 Other Professional Health Care Malpractice	1, 4. 1, 4.
	Other Personal Injury Property Damage Wrongful Death (33)	<input type="checkbox"/> A7250 Premises Liability (e.g., slip and fall)	1, 4.
		<input type="checkbox"/> A7230 Intentional Bodily Injury/Property Damage/Wrongful Death (e.g., assault, vandalism, etc.)	1, 4.
		<input type="checkbox"/> A7270 Intentional Infliction of Emotional Distress <input type="checkbox"/> A7220 Other Personal Injury/Property Damage/Wrongful Death	1, 3. 1, 4.

BY FAX

**SUPERIOR COURT OF THE STATE OF CALIFORNIA  
FOR THE COUNTY OF LOS ANGELES**

In re Los Angeles Superior Court Cases General ) Case No.: **15K06783**  
Order - Limited Jurisdiction (Non-Collections) )  
Cases ) **GENERAL ORDER**  
)  
)  
)  
)

**TO EACH PARTY AND TO THE ATTORNEY OF RECORD FOR EACH PARTY:**

Pursuant to the California Code of Civil Procedure, the California Rules of Court, and the Los Angeles County Court Rules, the COURT HEREBY GENERALLY ORDERS AS FOLLOWS IN THIS ACTION:

1. **PLAINTIFF/S IS/ARE ORDERED TO SERVE A COPY OF THIS GENERAL ORDER ON THE DEFENDANT/S WITH COPIES OF THE SUMMONS AND COMPLAINT AND TO FILE PROOF OF SERVICE, AS MANDATED IN THIS ORDER. (Code Civ. Proc., § 594, subd. (b).)**

2. The Court sets the following trial date in this case in Department 77 at the Stanley Mosk Courthouse, 111 North Hill Street, Los Angeles, CA 90012:

**FILED: 12 / 0 7 / 2015 TRIAL: 1 2 / 0 5 / 2016 OSC: 0 6 / 0 5 / 2018**

**TRIAL:**

• Date: \_\_\_\_\_ at 9:30 a.m.

**SERVICE OF SUMMONS AND COMPLAINT**

3. The trial date set forth above is conditioned on the defendant/s being served with the summons and complaint within six (6) months of the filing of the complaint. The



trial date will be continued to a later date if service is not accomplished within six (6) months. The parties may stipulate to keep the original trial date even if service of the summons and complaint is not completed within six (6) months of the filing of the original complaint.

4. The summons and complaint shall be served upon the defendant/s within ~~three~~ (3) years after the complaint is filed in this action. (Code Civ. Proc., § 583.210, subd. (a).) Failure to comply will result in dismissal, without prejudice, of the action, as to all unserved parties who have not been dismissed as of that date. (Code Civ. Proc., § 581, subd. (b)(4).) The dismissal as to the unserved parties, without prejudice, for this case shall be effective on the following date:

**UNSERVED PARTIES DISMISSAL DATE**

PC: 12 / 07 / 2015 TRIAL: 12 / 05 / 2016 OSC: 06 / 05 / 2018

5. No Case Management Review (CMR) will be conducted in this case.

**LAW AND MOTION**

6. All regularly noticed pre-trial motions will be heard in Department 77 on Mondays, Tuesdays, Wednesdays, and Thursdays at 8:30 a.m. Motions will require parties to reserve a hearing date by calling (213) 974-6247. All motions should be filed in Room 102 of the Stanley Mosk Courthouse.

7. Tentative rulings may be posted on the Court's internet site at <http://www.lasuperiorcourt.org/tentativeruling> the day prior to the hearing.

### EX PARTE APPLICATIONS

8. Ex parte applications should be noticed for 1:30 p.m. in Department 77. All applications must be filed by 1:00 p.m. in Room 102 of the Stanley Mosk Courthouse.

### JURY FEES

9. The fee shall be due no later than 365 calendar days after the filing of the initial complaint. (Code Civ. Proc., § 631, subds. (b) and (c).)

### STIPULATION TO CONTINUE TRIAL

10. A trial will be postponed if all attorneys of record and/or the parties who have appeared in the action stipulate in writing to a specific continued date. If the Stipulation is filed less than five (5) court days before the scheduled trial date, then a courtesy copy of the stipulation must be filed in Department 77. The stipulation and order should be filed in Room 102 of the Stanley Mosk Courthouse with the required filing fees. (Code Civ. Proc., § 995.2 and Govt. Code § 70617, subd. (c)(2).)

### TRIAL

11. Parties are to appear on the trial date ready to go to trial, and must meet and confer on all pretrial matters at least 20 calendar days before the trial date. On the day of trial the Parties shall bring with them to Department 77 all of the following:

- i. Joint Statement of the Case;
- ii. Motions in Limine, which must be served and filed in accordance with the Local Rules of the Los Angeles Superior Court ( LASC), ~~see~~ local rule 3.57;
- iii. Joint Witness List disclosing the witnesses who will be called what they will testify to, and how long their testimony will take;
- iv. Joint Exhibits in exhibit books, numbered appropriately, and Exhibit List;

1 v. Joint Proposed Jury Instructions printed out for the court; and

2 vi. Joint Proposed Verdict form(s) printed out for the court.

3 12. **FAILURE TO COMPLY WITH ANY REQUIREMENT SET FORTH**  
4 **IN PARAGRAPH 11 ABOVE MAY RESULT IN SANCTIONS OR THE VACATING**  
5 **OF THE TRIAL DATE. (Los Angeles Superior Court Local Rule 3.37.)**  
6

7  
8 **GOOD CAUSE APPEARING THEREFORE, IT IS SO ORDERED.**  
9

10  
11 **DATE: March 13, 2013**  
12

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14 **Hon. Stephanie Bowick**  
15 **Judge of the Superior Court**  
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LASC - FILINGS  
111 N. HILL STREET  
LOS ANGELES CA 90012

DATE PAID: 06/05/15 10:52 AM  
RECEIPT #: CCH420411010

CIT/CASE: 15K06783  
LEA/DEF#:

PAYMENT:	\$225.00	310
RECEIVED:		
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CASH:	\$0.00	
CHANGE:	\$0.00	
CARD:	\$0.00	